

**DELEGATION OF AUTHORITY
THE COMPREHENSIVE ENVIRONMENTAL RESPONSE,
COMPENSATION, AND LIABILITY ACT (CERCLA)**

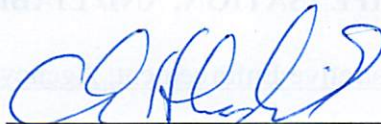
Administrative Enforcement: Agency Representation at Hearings

- 1. AUTHORITY.** Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), as amended, to represent the Agency in administrative enforcement actions following issuance of an administrative complaint or order under CERCLA Section 109 and/or 5 U.S.C. Section 554; to negotiate consent agreements between the Agency and respondents resulting from such enforcement actions; to initiate an administrative appeal from an administrative determination, and to represent the Agency in such appeals.
- 2. TO WHOM REDELEGATED.**
 - a. Through the Director, Superfund and Emergency Management Division, or equivalent, through the Branch Chiefs, Emergency Management Branch and Remedial Cleanup Branch, or equivalents, to the Section Chiefs, Emergency Response Section, Spill Prevention and Removal Section, and Site Cleanup Sections 1, 2, 3, and 4, or equivalents.
 - b. Through the Regional Counsel, Office of Regional Counsel, through the Branch Chief, Land Law Branch, or equivalent, to staff attorneys.
- 3. LIMITATIONS.**
 - a. This authority may only be exercised after the alleged violator files an answer or fails to file an answer within the appropriate timeframe.
 - b. The clearance or approval of the form, text, and legal sufficiency of each legally operative document issued pursuant to this redelegation must be obtained from an appropriate branch chief in the Office of Regional Counsel before signing and issuing such document.
- 4. REDELEGATION AUTHORITY.**
 - a. This authority may be redelegated to the staff level.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
- 5. SUPERSESSSION.** This delegation supersedes R10 14-32 (04/20/2012), R10 14-32(1)(ECL) (05/03/2012), R10 14-32(1)(ORC) (05/07/2012), and any other delegation of the same authority.

6. ADDITIONAL REFERENCES.

- a. CERCLA, Section 109.
- b. EPA Delegation 14-32.

June 27, 2019
Date


Chris Hladick
Regional Administrator